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OFFICE OF PETITIONS

In re Application of :
Eric Balard et al :
Application No. 10/618,861 : DECISION ON PETITION
Filed: July 14, 2003 :
Attorney Docket No. TI-34921 :

This is a decision on the petition under 37 CFR 1.137(b), filed December 12, 2006, to revive the above-identified application.

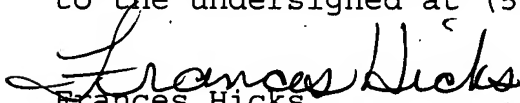
The petition is **GRANTED**.

A Notice of Abandonment has not been mailed in this application. However, this application became abandoned by operation of law for failure to reply in a timely manner to the non-final Office action mailed, April 10, 2006, which set a shortened statutory period for reply of three (3) months. No extensions of time were obtained under the provisions of 37 CFR 1.136(a). Accordingly, the application became abandoned on July 11, 2006.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) a reply, (2) the petition fee of \$1,500, and (3) a proper statement of unintentional delay. Accordingly, the failure to timely reply to the non-final Office action of April 10, 2006 is accepted as being unintentionally delayed.

This application is being referred to Technology Center AU 2132 for appropriate action in the normal course of business on the reply received December 12, 2006.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3218.


Frances Hicks
Petitions Examiner
Office of Petitions